

**UNITED STATES OF AMERICA
JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

CHAIRMAN:

Judge Wm. Terrell Hodges
United States District Court
Middle District of Florida

MEMBERS:

Judge D. Lowell Jensen
United States District Court
Northern District of California

Judge J. Frederick Motz
United States District Court
District of Maryland

Judge Robert L. Miller, Jr.
United States District Court
Northern District of Indiana

Judge Kathryn H. Vratil
United States District Court
District of Kansas

Judge David R. Hansen
United States Court of Appeals
Eighth Circuit

Judge Anthony J. Scirica
United States Court of Appeals
Third Circuit

DIRECT REPLY TO:

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<http://www.jpml.uscourts.gov>

October 18, 2006

Robert C. Heinemann, Clerk
130 United States Courthouse
225 Cadman Plaza East
Brooklyn, NY 11201-1818

Re: MDL-1596 -- In re Zyprexa Products Liability Litigation

(See Attached CTO-71)

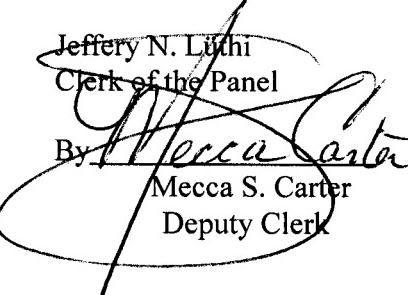
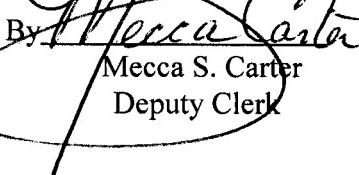
Dear Mr. Heinemann:

I am enclosing a certified copy and one additional copy of a conditional transfer order filed by the Panel in the above-captioned matter on October 2, 2006. As stipulated in Rule 7.4(a) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), transmittal of the order has been stayed 15 days to give any party an opportunity to oppose the transfer. The 15-day period has now elapsed, no opposition was received, and the order is directed to you for filing.

The Panel's governing statute, 28 U.S.C. §1407, requires that the transferee clerk "...transmit a certified copy of the Panel's order to transfer to the clerk of the district court from which the action is being transferred."

A list of involved counsel is attached.

Very truly,

Jeffery N. Lüthi
Clerk of the Panel

By 
Mecca S. Carter
Deputy Clerk

Attachment

cc: Transferee Judge: Judge Jack B. Weinstein
Transferor Judges: (See Attached List of Judges)
Transferor Clerks: (See Attached List of Clerks)

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

OCT - 2 2006

FILED
CLERK'S OFFICE.

DOCKET NO. 1596

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

IN RE ZYPREXA PRODUCTS LIABILITY LITIGATION

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-71)

On April 14, 2004, the Panel transferred six civil actions to the United States District Court for the Eastern District of New York for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 314 F.Supp.2d 1380 (J.P.M.L. 2004). Since that time, 1,325 additional actions have been transferred to the Eastern District of New York. With the consent of that court, all such actions have been assigned to the Honorable Jack B. Weinstein.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of New York and assigned to Judge Weinstein.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of New York for the reasons stated in the order of April 14, 2004, and, with the consent of that court, assigned to the Honorable Jack B. Weinstein.

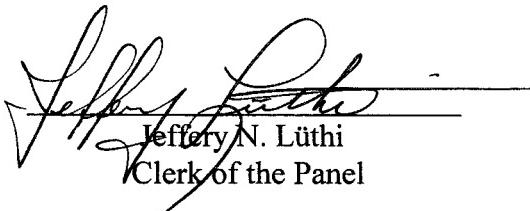
This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of New York. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is pending at this time, the stay is lifted.

OCT 18 2006

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FOR THE PANEL:


Jeffery N. Lüthi
Clerk of the Panel

**SCHEDULE CTO-71 - TAG-ALONG ACTIONS
DOCKET NO. 1596
IN RE ZYPREXA PRODUCTS LIABILITY LITIGATION**

| <u>DIST. DIV. C.A. #</u> | <u>CASE CAPTION</u> |
|--|---|
| ALABAMA MIDDLE ALM 2 06-666 | Betty Weathers v. Eli Lilly & Co., et al. Opposed 10/18/06 |
| ALABAMA SOUTHERN ALS 2 06-485 | Orderick Vincent v. Eli Lilly & Co. |
| CALIFORNIA NORTHERN CAN 3 06-5270 CAN 3 06-5271 CAN 4 06-5335 | David Wilson v. Eli Lilly & Co. Elizabeth Hanford v. Eli Lilly & Co. Marilyn Pollack, et al. v. Eli Lilly & Co. |
| MINNESOTA MN 0 06-3717 | Tracy Vrabel, et al. v. Eli Lilly & Co. |
| SOUTH CAROLINA SC 1 06-2456 | Patsy Nissen v. Eli Lilly & Co. |

INVOLVED COUNSEL LIST (CTO-71)
DOCKET NO. 1596
IN ZYPREXA PRODUCTS LIABILITY LITIGATION

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DOCKET NO. 1596
IN ZYPREXA PRODUCTS LIABILITY LITIGATION

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Hon. Bert W. Milling, Jr.
U.S. Magistrate Judge
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113 St. Joseph Street
Mobile, AL 36602

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U.S. District Judge
13W U.S. Courthouse
300 South Fourth Street
Minneapolis, MN 55415

Honorable Joseph F. Anderson, Jr.
Chief Judge
United States District Court
Matthew J. Perry Jr. United States Courthouse
3rd Floor
901 Richland Street
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Hon. Vaughn R. Walker
Chief Judge, U.S. District Court
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450 Golden Gate Avenue
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INVOLVED CLERKS LIST (CTO-71)
DOCKET NO. 1596
IN ZYPREXA PRODUCTS LIABILITY LITIGATION

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